June 6, 2023

Via Courier and
Email: dnagase@dal.ca

6480 Gala Street
Oliver, BC V0H 1T0

Dear Daniel Nagase:

Re: *Nagase, Daniel v. Master Taylor, QC and SCBC*
Supreme Court of British Columbia (Vancouver Registry No. 233597)

I am a lawyer with the Ministry of the Attorney General. The Attorney General superintends the administration of justice in British Columbia. In my view, the Notice of Civil Claim you filed on May 12, 2023 is misguided and threatens the proper administration of justice. As such, I intend to apply to the court to strike your claim.

You seek damages against Master Taylor and the Supreme Court of British Columbia for a decision you say Master Taylor made on or about November 10, 2021. You do not agree with that decision.

A person who does not agree with a decision of the court has the option of appealing that decision to a higher court. Suing court officials for their decisions is simply not an option. In Canada, a judicial decision maker – including Masters of the Supreme Court – are immune to lawsuits brought against them for the decisions they make in court. This is a foundational principle of our democracy as it ensures judicial independence. Similarly, disappointed litigants cannot claim damages against judicial institutions such as the Supreme Court of British Columbia.

In my view, your lawsuit has no chance of success. Without any legal foundation, it is a collateral attack of the Master's decision and an abuse of the court's process.

Ministry of Attorney General Legal Services Branch
Litigation Group

Location:
1301 – 865 Hornby Street
Vancouver BC V6Z 2G3

Telephone: 604 660-3093
Facsimile: 604 660-3567
604 660-3833

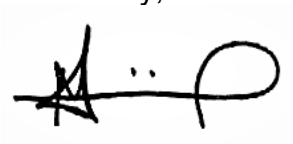
I enclose a consent dismissal order for you to review, sign and return to me on or before **June 16, 2023.** If you return the order by that date, the Attorney General will file the order at her expense and provide you with a copy in due course.

If you do not provide me with a signed copy of the order on or before that date, I intend to bring an application to dismiss your action at the earliest opportunity and seek costs for having to do so. doing so.

I strongly recommend you seek legal advice regarding this letter, the consent order, and your action generally.

I look forward to hearing from you or your lawyer at your earliest opportunity, but no later than **June 16, 2023**.

Yours truly,



Michael J. Kleisinger
Lawyer

MK/ec

Encl.